

JIM GIBBONS
Governor

MICHAEL J. WILLDEN
Director



RICHARD WHITLEY, MS
Administrator

MARY GUINAN, MD, PhD
State Health Officer

STATE OF NEVADA
DEPARTMENT OF HEALTH AND HUMAN SERVICES
HEALTH DIVISION
BUREAU OF HEALTH CARE QUALITY AND COMPLIANCE

☒ Health Facilities/Lab Services
1550 E. College Parkway
Suite 158
Carson City, Nevada 89706
(775) 687-4475
Fax: (775) 687-6588

☐ Health Facilities/Lab Services
4220 S. Maryland Parkway
Suite 810, Building D
Las Vegas, NV 89119
(702) 486-6515
Fax: (702) 486-6520

☐ Radiological Health
4150 Technology Way
Suite 300
Carson City, Nevada 89706
(775) 687-7550
Fax: (775) 687-7552

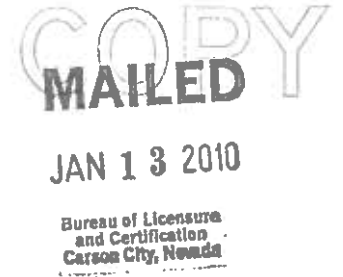
☐ Radiological Health
2080 E. Flamingo
Suite 319
Las Vegas, Nevada 89119
(702) 486-5280
Fax: (702) 486-5024

NOTICE OF REVOCATION OF LICENSE

Certified Mail # 7008 1140 0002 8728 2248

January 11, 2010

Owner/Director
Mary Knoll Care Home
2000 Humboldt Street
Reno, NV 89509
NVN0004596HIC



YOU ARE HEREBY NOTIFIED that the HEALTH DIVISION intends to revoke your license to operate a Home for Individual Residential Care, specifically, Mary Knoll Care Home license #NVN0004596HIC, effective eleven working days after your receipt of this notice.

Statutory or Regulatory Authority

The Health Division is revoking your license in accordance with Nevada Administrative Code (NAC) 449.0118(1) and (6). NAC 449.0118(1) and (6) authorizes the Health Division to revoke a license for the failure or refusal of a licensee to comply with any of the provisions of the regulations adopted by the state board of health and failure or refusal to cooperate fully with an investigation or inspection by the Bureau. The Health Division is also revoking your license in accordance with Nevada Revised Statutes (NRS) 449.160(1)(a), (c) and (d) which authorizes the Health Division to revoke a license based on violations of statutes or regulations or conduct inimical to the public health, morals welfare and safety of the people of the State of Nevada and conduct or practice detrimental to the health or safety of the occupants or employees of the facility.

Facts Supporting the Revocation

The Health Division, Bureau of Health Care Quality and Compliance (BHCQC) conducted a State Licensure survey on 1/4/2010. The specific factual findings that serve as the basis of the underlying deficiencies are set forth in this SOD (attachment A). Since the facility failed to ensure smoke detectors functioned, failed to ensure staff were trained in CPR and first aid, failed to ensure employees were tested for tuberculosis and failed to ensure employees met new background check requirements per NRS 449.176, the Bureau is revoking your license. Most importantly, the entire facility was found to be unsanitary and dirty with rotting and decomposed food found throughout the facility. In addition, the facility allowed two boarders to reside in the facility which violated Assembly Bill 111 because they were not related to anyone residing in the facility.

Notice of Right to Appeal

Nevada Revised Statutes 449.170(2) affords the facility the right to contest the action of the Health Division. If you wish to oppose this action, you must send a written appeal to

Richard Whitley, MS, Health Division Administrator, 4150 Technology Way, Suite 300, Carson City, Nevada 89706. You can fax your written appeal to (775) 684-4211.

In order for you to receive a hearing, the Administrator must receive this written appeal by 5:00 pm on the 10th working day after you have received this notice. The local BHCQC office cannot accept your appeal. Your written appeal must include the following information: a) the action to be contested, b) the name of the division officer or employee who signed this notice, c) the reasons that the appellant believes the action is incorrect, and d) whether or not the appellant is seeking an informal internal resolution prior to the formal appeal process.

You are entitled to be represented by counsel at your own expense in these proceedings. If you retain an attorney, your counsel must notify the Administrator of his or her representation of you.

Effective Date of Sanction

If you submit a timely request for appeal, the effective date of the action will be stayed, pending the hearing on appeal. If you do not request a hearing within the next ten working days, you will waive your rights to a hearing and the action will be imposed as of the 11th working day after you receive this notice. NAC 439.348 indicates that except as otherwise provided in NAC 449.99908 the effective date of the disciplinary action is stayed upon receipt of an appeal until the hearing officer renders a decision regarding the appeal.

When this revocation action becomes effective, you must facilitate the placement of any residents who are now in your facility into appropriate settings in accordance with Nevada Revised Statute 449.700. During the relocation you must provide the Bureau all information concerning discharge of the residents, including: a copy of the notice described in NRS 449.700(2), when the resident was moved, where the resident is now located and information concerning the next of kin or responsible party for each resident.

Other Notifications

The Bureau of Health Care Quality and Compliance must upload information about sanctions applied to medical facilities to the Healthcare Integrity and Protection Databank within 30 days of providing the sanction notice to the facility.

If you have any questions about this notice or the contents therein, please contact the supervisor indicated below at (775)687-4475.

Sincerely,



Patricia Chambers, RN, HFS III, Health Facility Surveyor III
For Marla McDade Williams, MPA, Bureau Chief

Attachments: SOD – Attachment A

Cc: Richard Whitley, Administrator
Mary Wherry, Deputy Administrator